

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI
WEDNESDAY, NOVEMBER 17, 1948

This regular meeting of the City Council of the City of Lodi held beginning at 8:18 o'clock P.M. of Wednesday, November 17, 1948, Councilmen Haskell, Bull, Lytle, Tolliver and Rinn present, none absent.

Minutes of the meeting of November 3rd, 1948 as mailed to each Councilman were approved as mailed and written.

Several persons interested in the enforcement of Ordinance No 271 prohibiting the sale of fresh and uncooked meats on Sunday being in attendance, the Mayor directed that a letter signed by proprietors of eighteen establishments selling fresh meats be read. This letter requested that the signers be notified of any meeting of the City Council when modification of this ordinance would be considered. An opinion of City Attorney Glenn West, holding that, as inspection services are available on Sundays, the ordinance, which purports to be a health measure, is unconstitutional was read into the record.

Mr Richard Lautermilk, Representative of the Butchers Union, then addressed the City Council, asking that no action be taken on amendment or repeal of Ordinance No. 271 until the union's legal counsel could render his opinion. Mayor Rinn agreed to the postponement of any such action for at least four weeks, advising interested persons to confer with the City Attorney and the City Manager, and assuring all present that sufficient notice would be given of the time and place when and where Council action, if any, would be taken. All persons interested in this ordinance then left the Council Chamber.

Mr Robert Cocks of Burlington Lines, then addressed the Council in furtherance of the application of Burlington-American-Gibson Bus Lines for the allocation of space for a bus-stop on the Northwest corner of School and Elm Street, along School Street, stating that his Company had tentative arrangements for Warren Coe, proprietor of the service station nearby to act as agent. He said that there would be six busses through each day with limited stops. After queries from the Council and discussion as to the effect that granting of this permit might have on neighboring business properties in view of the fact that the City Council had been instrumental in having Greyhound Lines abandon its stops on Sacramento Street, it was regularly moved, seconded and carried that a conditional permit for a bus stop be granted Burlington-American-Gibson Bus Lines at the location selected, subject to approval by the City Manager and the Chief of Police after further investigations, this Company to continue its efforts to secure a station off the public streets.

Dan Browne, Executive Secretary of Lodi Memorial Hospital, requested permission for the hospital to connect to existing city water mains parallel to Walnut Avenue pending construction of the hospital and as stand-by should the association decide to drill its own well and provide water storage facilities. Application held in abeyance pending consultation between Mr Brown and the association's architect as to whether it would be preferable for the hospital to connect to an 8" main that will eventually be laid by the City rather than install its own water supply.

REPORTS OF THE CITY MANAGER -

OPENING BIDS EMPLOYMENT BUILDING POSTPONED	City Manager Weller transmitted the request of the City Engineer that the time for opening of sealed proposals on alterations and additions to the employment office building be deferred to the next meeting so as to give prospective bidders more time to check plans and specifications. Extension to 5:00 P.M. of Wednesday, December 1, 1948 ordered, motion Councilman Haskell, Bull, second.
PLAN. COMM COSTA & T & D ADDITIONS	A report of the City Planning Commission transmitting its findings and recommending the annexation of "Costa Addition" in the Northwest part of the City and of "T & D Addition, Walnut Avenue and Lodi Avenue was received and read.
RES 1442 INTENTION TO ANNEX "COSTA" ADDITION ADOPTED	Following the reading of the above report, Resolution No. 1442, declaring the intention of the City Council to annex "Costa Addition" and setting December 15, 1948 at the hour of 8:00 P.M. as the date for hearing of protests against this intention was introduced on motion of Councilman Haskell, Bull second and carried by the following vote: AYES: Councilmen, Haskell, Bull, Lytle, Tolliver and Rinn NOES: Councilmen, None. ABSENT: Councilmen, None

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RES. 1443
INTENTION TO
ANNEX T & D
ADDITION
ADOPTED

Councilman Haskell, seconded by Councilman Bull then moved the adoption of Resolution No. 1443, declaring the City Council's intention to annex lands designated "T & D Addition" and on a vote being had, this resolution was adopted by the following vote:
AYES: Councilmen, Haskell, Bull, Lytle, Tolliver and Rinn.
NOES: Councilmen, None. ABSENT: None.

RES. 1444
INTENTION TO
VACATE ALLEY
BLK 6, BURRS 2
ADOPTED

Pursuant to the direction given at the meeting of November 3, proceedings for the vacation of the alley in Block 6, Burr's Subdivision of Lot 2, Resolution of Intention to vacate this alley was introduced by Councilman Tolliver, Lytle second, as Resolution No. 1444, setting the date for reception of protests to such vacation as 8:00 P.M. of December 13, 1948. This resolution was then adopted by the following vote:
AYES: Councilmen, Tolliver, Lytle, Bull, Haskell and Rinn
NOES: Councilmen, None. ABSENT: None.

ORD. 377
PASSED
REZONING
LOTS 37, 38, 39
WALNUT CRCH.
TRACT

ORDINANCE NO. 377, entitled, "AMENDING SUBDIVISION SIX (6) OF SECTION 1 OF ORDINANCE NO. 365 ADOPTED MARCH 3, 1946, FOR THE PURPOSE OF REZONING EACH OF LOTS 37, 38 AND 39 OF WALNUT ORCHARD TRACT" having been introduced November 3, 1948 was brought up for passage on motion of Councilman Lytle, Haskell second, second reading omitted by unanimous consent, and then passed, adopted and ordered to print by the following vote:
AYES: Councilmen, Haskell, Lytle, Bull, Tolliver and Rinn.
NOES: Councilmen, None. ABSENT: None.
Mayor Rinn then approved and signed Ordinance No. 377.

ORD. 378
INTRODUCED
BICYCLES

ORDINANCE NO. 378, "AN ORDINANCE PROVIDING FOR THE REGISTRATION AND LICENSING OF BICYCLES IN THE CITY OF LODI AND PROVIDING PENALTY FOR VIOLATION THEREOF" as prepared by City Manager Weller was then introduced. Copies of this proposed ordinance having been provided each Councilman previous to this meeting, first reading was omitted after explanation of its details by the City Manager, and the ordinance introduced and ordered laid over for the statutory period of not less than five days on motion of Councilman Haskell, Lytle second.

ANNUAL REPORT
CITY CLERK
FILED

The annual report of J. F. Blakely, City Clerk for the fiscal year 1947-48 was submitted, ordered received and published in accordance with law.

BRENNEISE
LEASE
APPROVED

The leasing of eighty acres, more or less, of the Harney Lane Waste Disposal Area, not needed for waste disposal, to Jacob Brenneise and son was approved on motion of Councilman Bull, Haskell second, the form of lease to be approved by the City Attorney and the City Manager and executed by the Mayor.

BOND OF
DREYFUSS
ACCEPTED

The fidelity bond of Martin Julius Dreyfuss, City Treasurer, in the amount of \$20,000.00 with Fidelity and Casualty Company of New York as surety, dated November 1, 1948 was approved by motion of Councilman Haskell, Lytle second. Mayor Rinn then endorsed his approval on this bond and returned it to the custody of the City Clerk.

RES 1445
ADOPTED
S.D. BOX
F & M BANK

Following the approval of Mr Dreyfuss bond as above, Resolution No. 1445, amending Resolution No. 1344 adopted July 2, 1947 to allow the new treasurer access to a safety deposit box in the Farmers & Merchants Bank of Lodi was adopted by the following vote:
AYES: Councilmen, Haskell, Bull, Lytle, Tolliver and Rinn
NOES: Councilmen, None. ABSENT: None.

RES 1446
DEPOSIT &
WITHDRAWAL
FUNDS IN F & M
& BANK ALER.

Resolution No. 1446, authorizing Mr Dreyfuss signature to deposit and withdrawal of funds in Farmers and Merchants Bank and in Lodi Branch, Bank of America in lieu of that of Vincent C. Webb, former City Treasurer, was introduced by Councilman Haskell, Bull second and carried by the following vote:
AYES: Councilmen, Haskell, Bull, Lytle, Tolliver and Rinn.
NOES: Councilmen, None. ABSENT: None.

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C.O.T. R/W AGREEMENT APPROVED	Execution of an agreement allowing the City to construct and maintain water pipe lines in the right of way of Central California Traction Company west of East Side Winery property leading from a pump site deeded to the City by the Winery to Victor Road was directed on motion of Councilman Bull, Tolliver second.
CLAIMS PAID	Claims as audited in the amount of \$32,053.83 were allowed and ordered paid, being for expenditures incurred up to November 1.
REPORT OF CITY JUDGE	A report from City Judge, J. C. Ferguson, for the month of October was read by the City Manager and ordered filed.
REPORT OF FIRE DEPT	Lodi Fire Department's Report for the Quarter ended September 30, 1948 was also read, considered and ordered filed.
ADJOURNMENT	At 10:15 P.M. the City Council adjourned on motion of Councilman Tolliver.

Attest:

J. F. Blakely
J. F. BLAKELY, City Clerk.